

195977



LAQUIERE LAW FIRM, LLC

November 3, 2008

Via Facsimile (803-896-5199)
Janice Schmieding
Public Service Commission
PO Drawer 11649
Columbia, SC 29210

2008-419-E

RE: File Name: Oleen Bros., Inc. (No License- 00797 YR)
File Number: 080176


Dear Janice:

I am writing to inform you that this law firm will be representing Oleen Moving with regards to its application process for the 58-23-40 certificate. I will call you tomorrow around 11:30 so that we may speak further regarding this matter.

Thank you.

Sincerely,

LAQUIERE LAW FIRM, LLC


Eric B. Laquiere

EBL/jm

RECEIVED

NOV 06 2008

PSC SC
DOCKETING DEPT.

Laquiere Law Firm, LLC
P.O. Box 30848 - Charleston, SC 29417
775 St. Andrews Blvd. - Charleston, SC 29407



Phone (843) 852-0068
Fax (843) 556-5635
elaquiere@laquierelaw.com

**PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA
101 EXECUTIVE CENTER DRIVE
COLUMBIA, SOUTH CAROLINA 29210
(Mailing address: Post Office Box 11649, Columbia, SC 29211)**

OFFICE # (803) 896-5100

FAX # (803) 896-5199

CLASS **E (HHG)**

DATE October 15, 2008

**APPLICATION FOR CERTIFICATE OF PUBLIC CONVENIENCE AND
NECESSITY FOR OPERATION OF MOTOR VEHICLE CARRIER**

Application is hereby made for a Certificate of Public Convenience and Necessity, in accordance with the provision of S.C. Code Ann., § 58-23-10, et seq. (1976), and amendments thereto.

1. Name under which business is to be conducted (corporation, partnership, or sole proprietorship, with or without trade name.)

Oleen Brothers, Inc. dba Oleen Moving

2. (a) Street Address of Applicant 853 Quail Dr. Charleston, SC 29412 -
4807

(b) Mailing address, if different from street address _____

(c) Telephone Number 843-343-3874 Fed. ID# [REDACTED]

3. If incorporated, a copy of Articles of Incorporation must be attached. (If incorporated outside of S.C., need S.C. Secretary of State "Foreign Corporation" Certificate.)
4. (a) If a partnership, names and addresses of all persons having an interest in the business.
(b) If a corporation, names and addresses of two principal officers will be sufficient.

Joshua H. Oleen 100%

5. (a) Class E – the proposed rates and charges for service, rules and regulations governing same are included herewith, as set forth on Exhibit "A".
(b) Class F – Contracts are included herewith.

6. The proposed commodities to be transported and the area to be served, as set forth on Exhibit "C" included herewith. _____
7. The proposed list of equipment is as per Exhibit "D" included herewith.
8. Applicant proposes to operate service applied for as follows: (Check one)
(a) Intrastate Only ☒ (b) Interstate Only _____
9. **IMPORTANT!** If application is to request reinstatement, amend, sale, lease or otherwise transfer a certificate of PC&N, a current annual report shall be on file with the Commission **before** application will be accepted. Annual report form attached for your convenience. **If application is for a NEW CERTIFICATE, DO NOT SUBMIT ANNUAL REPORT.**
10. Is applicant certified to provide **intrastate** transportation of household goods in another state? Yes _____ No _____ (Check one).
If yes, attach a letter from the regulatory agency in the State(s) stating applicant is in compliance with the rules and regulations of said state agency.
11. Has applicant been convicted of operating with no **intrastate** household goods authority or failure to abide by the rules and regulations pertaining to the **intrastate** transportation of household goods in this state or any other state?
Yes _____ No ☒ (Check one)
If yes, list dates and nature of convictions below.

12. Has applicant ever had certificate authorizing the transportation of household goods revoked in this state or any other state?
Yes _____ No ☒ (Check one).
If yes, list dates and reason for revocation below.

13. Applicant is financially able to furnish the services as specified in this Application and submits the following statement of assets and liabilities.

BALANCE SHEET

Balance at Time Application is Filed:
Month: October Year: 2008

Assets:	
Cash	2,000.00
Receivables	1,500.00
Real Estate	—
Buildings and Equipment-Net	—
Motor Vehicles-Net	4,000.00
Garage Equipment-Net	—
Machinery and Tools-Net	—
Supplies on Hand	500.00
Prepays and Other Assets	—
Total Assets	8,000.00
Liabilities and Equity:	
Accounts Payable	2,000.00
Notes Payable	2,000.00
Mortgages Payable	—
Equipment Obligations	—
Accrued Salaries and Wages	—
Other Accrued Obligations	—
Other Liabilities	—
Total Liabilities	4,000.00
Capital Stock	—
Retained Earnings	—
Total Equity	
Total Liabilities and Equity	4,000.00

14. Applicant is familiar with the provision of S.C. Code Ann., §58-23-10, et seq. (1976), and amendments thereto, and R.103-100 through R.103-241 of the Commission's Rules and Regulations for Motor Carriers (Vol.26, S.C. Code Ann., 1976), and R.38-400 through 38-503 of the Department of Public Safety's Rules and Regulations for Motor Carriers (Vol. 23A, S.C. Code Ann., 1976) and amendments thereto, and hereby promises compliance therewith.

STATE OF SOUTH CAROLINA,

COUNTY OF Charleston

I, Joshua H. Olen Owner
(Name of Applicant's Representative) (Title)

of Olen Mary the Applicant for the Certificate of Public Convenience and Necessity as
(Applicant)

set forth in the foregoing, swear or affirm that all statements contained in the above Application are true and correct.

SWORN TO BEFORE ME

At 1011 Markham Rd.

This the 24th day of October 2008

Jacqueline M. Wham
(Notary Public)

Commission Expires: 6/24/2014

Joshua H. Olen
(Signature of Applicant's Representative)

The State of South Carolina



Office of Secretary of State Mark Hammond

Certificate of Existence

I, Mark Hammond, Secretary of State of South Carolina Hereby certify that:

OLEEN BROTHERS INC.,

a corporation duly organized under the laws of the State of South Carolina on March 18th, 2003, and having a perpetual duration unless otherwise indicated below, has as of the date hereof filed all reports due this office, paid all fees, taxes and penalties owed to the Secretary of State, that the Secretary of State has not mailed notice to the Corporation that it is subject to being dissolved by administrative action pursuant to section 33-14-210 of the South Carolina Code, and that the corporation has not filed articles of dissolution as of the date hereof.

Given under my Hand and the Great
Seal of the State of South Carolina this
6th day of November, 2008.

A handwritten signature of Mark Hammond in black ink.

Mark Hammond, Secretary of State

Note: This document does not contain any representation concerning fees or taxes owed by the Corporation to the South Carolina Tax Commission or whether the Corporation has filed the annual reports with the Tax Commission. It is important to know whether the Corporation has paid all taxes due to the State of South Carolina, and has filed the annual reports, a certificate of compliance will be obtained from the Tax Commission.

STATE OF SOUTH CAROLINA
SECRETARY OF STATE
ARTICLES OF INCORPORATION

FILED

MAR 18 2003

Mark Hammond
SECRETARY OF STATE ³

TYPE OR PRINT CLEARLY IN BLACK INK

1. The name of the proposed corporation is Olsen Brothers Inc.
2. The initial registered office of the corporation is 1040 Rock-N-Creek Road
Street Address
Leesville Lexington South Carolina 29070
City County State Zip Code

and the initial registered agent at such address is Business Filings International, Inc., Mark Schiff AVP
Print Name

I hereby consent to the appointment as registered agent of the corporation:

[Signature]
Agent's Signature

3. The corporation is authorized to issue shares of stock as follows. Complete "a" or "b", whichever is applicable:

a. ☒ The corporation is authorized to issue a single class of shares, the total number of shares authorized is 2,000.

b. ☐ The corporation is authorized to issue more than one class of shares:

Class of Shares	Authorized No. of Each Class
_____	_____
_____	_____
_____	_____

The relative right, preference, and limitations of the shares of each class, and of each series within a class, are as follows:

4. The existence of the corporation shall begin as of the filing date with the Secretary of State unless a delayed date is indicated (See Section 33-1-230(b) of the 1976 South Carolina Code of Laws, as amended) _____
5. The optional provisions, which the corporation elects to include in the articles of incorporation, are as follows (See the applicable provisions of Sections 33-2-102, 35-2-105, and 35-2-221 of the 1976 South Carolina Code of Laws, as amended).

CERTIFIED TO BE A TRUE AND CORRECT COPY
AS TAKEN FROM AND COMPARED WITH THE
ORIGINAL ON FILE IN THIS OFFICE

NOV 07 2008

03-015733CC

Mark Hammond
 SECRETARY OF STATE OF SOUTH CAROLINA

Olsen Brothers Inc.Name of Corporation

6. The name, address, and signature of each incorporator is as follows (only one is required):

a. Business Filings Incorporated, Incorporator Mark Schiff, A/V

Name

8025 Excelsior Dr, Suite 200, Madison, WI 53717

Address

Signature

b.

Name

Address

Signature

c.

Name

Address

Signature

7. I, Derrick C. Chardinez, an attorney licensed to practice in the state of South Carolina, certify that the corporation, to whose articles of incorporation this certificate is attached, has complied with the requirements of Chapter 2, Title 33 of the 1976 South Carolina Code of Laws, as amended, relating to the articles of incorporation.

Date 14th day of March,

Signature

Derrick C. Chardinez

Type or Print Name

422 E. Main St.

Address

Rock Hill SC 29732

803-3166-6050

Telephone Number

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

**POST OFFICE DRAWER 11649
COLUMBIA, SC 29211**

Oleen Moving

(APPLICANT)

853 Quail Dr. Charleston, SC 29412

(ADDRESS)

Proposed Rates and Charges for Service

And Rules and Regulations Governing Same Are As Follows:

2 man crew \$ 85.00 per hour with 2 hour minimum

Travel fee \$ 85.00

3 man crew \$ 105.00 per hour with 2 hour minimum

Travel fee \$ 105.00

4 man crew \$ 130.00 per hour with 2 hour minimum

Travel fee \$ 130.00

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

**Post Office Drawer 11649
Columbia, South Carolina 29211**

Oleen Moving
(Name)

853 Quail Dr. Charleston, SC 29412
(Address)

Over Irregular Routes:

Commodities to be Transported:

Household Goods, As Defined in R. 103-210(1):

Area to be Served: (List counties in detail)

Charleston County
Berkeley County
Dorchester County

Oleen Moving
(Applicant)

Date: 10-15-2008

Joshua H. Oleen
By

Owner
Title

INSURANCE QUOTE

The following insurance quote is for:

Oleen Moving
(Name of Motor Carrier)
853 Quail Dr. Charleston, SC 29412
(Address of Motor Carrier)

Amount of Premium:

Limits Quoted (See Below):

Liability Insurance	\$ <u>2161.00</u>	Limits	<u>750,000</u>
Cargo Insurance	\$ <u>390.00</u>	Limits	<u>5,000</u>

*** Attach Certificates of Insurance if available.**

C.T. Lowndes
(Insurance Company Name)
133 Red Bank Rd. Goose Creek, SC 29455
(Home Office Address of Company)

is familiar with the Commission's Rules and Regulations relating to insurance requirements and the above quote meets the minimum insurance limits prescribed. The insurance company making this quote is authorized by the South Carolina Department of Insurance to do business in South Carolina.

10-15-2008 Donna
Date (Authorized Insurance Company Representative)

***Form E and Form H Certificates of Insurance are required to be filed with the Office of Regulatory Staff (ORS). Transportation regulations are accessible on the ORS website (www.regulatorystaff.sc.gov). The schedule of minimum insurance limits for Household Goods carriers are listed below:**

Vehicle Liability for vehicles less than 10,000 lbs. GVWR - \$500,000 per incident

Vehicle Liability for vehicles 10,000 lbs. or more GVWR - \$750,000 per incident

Cargo - For loss of or damage to property carried on any one motor vehicle - \$2,500

For loss of or damage to or aggregate of losses or damages of or to property occurring at any one time and place - \$5,000

Rev 5/07

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Hi, oleenmoving

Sign Out

All-New Mail

Help

YAHOO! MAIL
Classic

Search

WEB SEARCH

**Does Sarah Palin
Have More Experience
Than Obama?**

Yes

No

Answer to receive a
FREE* Dinner for Two at Chili's®
*with completion of program requirements**Click Here Now***must complete 1 offer
©2008 YourGiftCentral.com**Mail****Contacts****Calendar****Notepad****What's New?****Mobile Mail****Options****Check Mail****Compose****Search Mail****Search the Web**Best card for
rebuilding credit[Previous](#) | [Next](#) | [Back to Messages](#)[Mark as Unread](#) | [Print](#)**Delete****Reply****Forward****Spam****Move...****Mail Accounts**oleenmoving.com
yahoo.com**RE: Donna**

Wednesday, October 22, 2008 7:57 PM

From: "goosecreek@ctlowndes.com" <goosecreek@ctlowndes.com>**To:** oleenmoving@yahoo.com**Folders**[\[Add - Edit\]](#)**Inbox (21)**

Drafts (6)

Sent

Spam (20)[\[Empty\]](#)

Trash

[\[Empty\]](#)**My Folders**[\[Hide\]](#)

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Josh,

The cargo will run 390. additional premium to your commercial auto insurance.

Your present policy is for 100,000 combined single limit and costs 1306.

To increase to 500,000 would be \$1836 (plus the 390 cargo if you want it.) = 2226.

To increase to 750,000 would be \$2161 (plus the 390 cargo if you want it.) = 2551.

I have not made these changes. Per your request I am sending you the prices and you will advise.

Thanks Josh.

Donna

*Disclaimer - Insurance Policies/Coverage cannot be bound or changed by email. Written or verbal confirmation from a licensed agent is required.***Goose Creek Office****843-553-1011/843-824-6013 fax****From:** Josh Oleen [mailto:oleenmoving@yahoo.com]**Sent:** Tuesday, October 21, 2008 8:45 AM**To:** goosecreek@ctlowndes.com**Subject:** Donna

Donna,

This is Josh Oleen, we spoke yesterday about adding cargo insurance, I also need a quote on vehicle liability for 500,000 per incident and \$750,000 per incident.

Regards,

Josh Oleen

Oleen Brothers Inc.

843-343-3874

— On Thu, 10/2/08, goosecreek@ctlowndes.com <goosecreek@ctlowndes.com>

EXHIBIT FWA

Name: Oleen Mariny
Address: 853 Quail Dr. Charleston, SC 29412
Telephone No. 843-343-3874 Fax No. 843-225-7045
U.S.D.O.T. No. _____ ICC No. _____

1. Does Applicant have a Safety Rating from the U.S.D.O.T.?

Yes _____ No ✓ Pending _____ (Submit when received)
(If "yes", indicate rating and provide copy) Satisfactory _____
Conditional _____
Unsatisfactory _____

2. Have any of Applicant's drivers or vehicles been placed "out of service" by Transport Police safety officers in the past twelve (12) months?

Yes _____ No ✓

3. Are there currently any outstanding judgement(s) against Applicant?

Yes _____ No ✓
(If "yes", indicate nature of judgement(s).)

4. Is Applicant familiar with all statutes and regulations, including safety regulations, governing for-hire motor carrier operations in South Carolina and does applicant agree to operate in compliance with these statutes and regulations?

Yes ✓ No _____

5. Is the Applicant aware of the Commission's insurance requirements and the insurance premium costs associated therewith?

Yes ✓ No _____

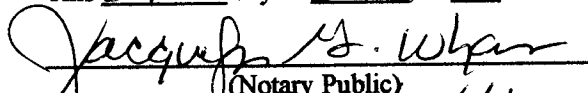
(The attached Insurance Quote form must be completed, listing current insurance premiums. At the discretion of the Commission, a copy of current insurance policies may be required. Do not provide copy of insurance policies unless requested.)


(Applicant's Signature)

Sworn to before me

At 1011 Harborview Rd.

This 24th day of Oct, 2008


(Notary Public)
Commission Expires: 6/24/2014

Detach, complete and remit AFTER your safety audit has been performed by State Transport Police.

Oleen Moving
(Applicant's name)

SAFETY CERTIFICATION

If your operations are subject to Safety Fitness Procedures of the Federal Motor Carrier Safety Regulations (FMCSR) (49 CFR Parts 100-199), even if you have not yet received a Safety Fitness Rating, you must certify as follows:

Applicant has access to and is familiar with all applicable U.S.D.O.T. regulations relating to the safe operation of commercial vehicles. In so certifying, applicant is verifying that, as a minimum, it:

1. Has in place a system and an individual responsible for ensuring overall compliance with the FMCSR and the HM regulations;
2. Can produce a copy of the FMCSR and the HM regulations;
3. Has in place a driver safety/orientation program;
4. Is familiar with the FMCSR governing driver qualifications and has in place a system for overseeing driver qualification requirements in accordance with 49 CFR Part 391.51C;
5. Has in place policies and procedures consistent with FMCSR governing driving and operational safety of commercial motor vehicles, including drivers' hours of service and vehicle inspection, repair and maintenance (49 CFR Parts 392;395 and 396);
6. Are in compliance with the Controlled Substance and Alcohol Use and Testing as stated in FMCSR (49 CFR Part 40, 382, if applicable).

Any applicant who certifies they are in compliance with FMCSR and/or the HM regulations and upon completion of a compliance review audit, is found not to be in compliance, may have its certificate revoked.

PLEASE CHECK THE APPROPRIATE BOX	
<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NOT APPLICABLE

EXEMPT APPLICANTS - If you will operate only small vehicles (GVWR of 10,000 pounds or less) and do not transport hazardous materials in a quantity to require placarding under the HM regulations and are thus exempt from the FMCSR and HM regulation, you must certify as follows:

Applicant is familiar with and will observe FMCSR general operational safety fitness guidelines

PLEASE CHECK THE APPROPRIATE BOX	
<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NOT APPLICABLE

APPLICANT'S OATH

I, Joshua H. Oleen, verify under penalty of perjury under the laws of the State of South Carolina, that all information supplied on this form or relating to this application is true and correct. Further, I certificate that I am qualified and authorized to file this application. I know that willful misstatements or omissions of material facts constitute criminal violations punishable by imprisonment and fines as prescribed by law. (Note: This oath embraces all schedules and supplemental filings to this application).

Sworn to before me

at 1011 Harborview Rd.

this 24th day of Oct 2008

Reginald S. Whan

Notary Public

Joshua H. Oleen
Signature of Applicant
(Not Legal Representative)

com eto 10/24/2014